

Bill no.:

S. 1000

Amendment no.:

Date offered:

4/11/97

Disposition:

ORDERED

TRANSMITTED TO

Budget Committee

Voice Vote

**COMMITTEE PRINT**  
**[PROPOSED RECONCILIATION PROVISION**  
**AS APPROVED BY THE SUBCOMMITTEE**  
**ON ENERGY AND POWER**  
**ON JUNE 5, 1997]**

**1 Subtitle B-Lease of Excess Strate-**  
**2       gic Petroleum Reserve Capacity**

**3 SEC. 3101. LEASE OF EXCESS STRATEGIC PETROLEUM RE-**  
**4                                   SERVE CAPACITY.**

**5       (a) AMENDMENT.**-Part B of title I of the Energy  
**6 Policy and Conservation Act (42 U.S.C. 6231 et seq.) is**  
**7 amended by adding at the end the following:**

**8                   "USE OF UNDERUTILIZED FACILITIES .**

**9       "SEC. 168. (a) AUTHORITY.**—Notwithstanding any  
**10 other provision of this title, the Secretary, by lease or oth-**  
**11 erwise, for any term and under such other conditions as**  
**12 the Secretary considers necessary or appropriate, may**  
**13 store in underutilized Strategic Petroleum Reserve facili-**  
**14 ties petroleum product owned by a foreign government or**  
**15 its representative. Petroleum products stored under this**  
**16 section are not part of the Strategic Petroleum Reserve**  
**17 and may be exported without license from the United**  
**18 States.**

**19       "(b) PROTECTION OF FACILITIES.**-All agreements  
**20 entered into pursuant to subsection (a) shall contain provi-**

1 sions providing for fees to fully compensate the United  
 2 States for all costs of storage and removals of petroleum  
 3 products, including the cost of replacement facilities neces-  
 4 sitated as a result of any withdrawals.

5       “(c) **ACCESS TO STORED OIL.—The Secretary** shall  
 6 ensure that agreements to store petroleum products for  
 7 foreign governments or their representatives do not affect  
 8 the ability of the United States to withdraw, distribute,  
 9 or sell petroleum **from** the Strategic Petroleum Reserve  
 10 in response to **an** energy emergency or to the obligations  
 11 of the United States under the Agreement on an **Inter-**  
 12 national **Energy** Program.

13       “(d) **AVAILABILITY OF FUNDS.—Funds** collected  
 14 through the leasing of Strategic Petroleum Reserve **facili-**  
 15 ties authorized by subsection (a) after September 30,  
 16 2002, shall be used by the Secretary of Energy without  
 17 further appropriation for the purchase of oil for, and **oper-**  
 18 at ion and maintenance costs of, the Strategic Petroleum  
 19 Reserve.”.

‘0       (b) **TABLE OF CONTENTS AMENDMENT.—The** table  
 31 of contents of part B of title I of the Energy Policy and  
 22 Conservation Act is amended by adding at the end the  
 23 following:

“**Sec.168.** Use of underutilized facilities.”.